

FEB 10 2006

CONFIDENTIAL FACSIMILE



San Diego

FACSIMILE TRANSMITTAL SHEET

TO: MAIL STOP AMENDMENT

FROM: DAVID J. WEITZ
Reg. No. 38,362

FAX NUMBER: (571) 273-8300

DATE: FEBRUARY 10, 2006

COMPANY: U.S. PATENT AND
TRADEMARK OFFICETOTAL NO. OF PAGES INCLUDING
COVER:

18

PHONE NUMBER:

SENDER'S PHONE NUMBER:

(858) 731-3508

RE: U.S. APPLICATION SERIAL NO.
10/757,963

SENDER'S FAX NUMBER:

(858) 550-0992

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Confidentiality Notice: This facsimile is for the sole use of the intended recipient(s) and may contain information that is confidential, privileged or otherwise protected from disclosure. Any unauthorized review, use, disclosure, copying or distribution by anyone other than the intended recipient(s) is prohibited. If you are not an intended recipient, please contact the sender immediately by phone and return the facsimile by mail to the address indicated below.

10410 SCIENCE CENTER DRIVE • SAN DIEGO, CA 92121
PHONE: (858) 622-8528 • FAX: (858) 550 - 0992

**RECEIVED
CENTRAL FAX CENTER**

002/018

FEB 10 2006

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/757,963
		Filing Date	January 14, 2004
		First Named Inventor	Alexei Brooun
		Art Unit	1631
		Examiner Name	Skibinsky, Anna
Total Number of Pages in This Submission	17	Attorney Docket Number	Docket No. MVAS-5001-U

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Although Applicants do not believe that any fees are required for the filing of these papers, the Commissioner is hereby authorized to charge any fees that may be required to Takeda San Diego's Deposit Account No. 50-2275.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Takeda San Diego, Inc.		
Signature			
Printed name	David J. Weitz		
Date	February 10, 2006	Reg. No.	38,362

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (571) 273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Linda Johnson	Date	February 10, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

In you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

FEB 10 2006

U.S. Application Serial No. 10/757,963
Restriction Requirement Mailed January 17, 2006
Response to Restriction Requirement Dated February 10, 2006

PATENT
Docket No. MVAS-5001-U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
)	
Alexei Brooun <i>et al.</i>)	Group Art Unit: 1631
)	
Application No.: 10/757,963)	Examiner: Skibinsky, Anna
)	
Filed: January 14, 2004)	
)	
Title: CRYSTAL STRUCTURE OF)	
MVAS)	
)	

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Restriction Requirement, mailed January 17, 2006,
Applicants respectfully request reconsideration of the above-referenced application in view of
the following election and remarks.

Amendments to the Claims are reflected in the listing of claims that appear at
pages 2-11

Remarks / Arguments begin at page 12